


AGENDA ITEM SUMMARY

Division: Growth Management
Department: Planning
Staff Contact Person: K. Marlene Conaway

AGENDA ITEM #.....

M E M O R A N D U M

TO:: Danny Kolhage, Clerk of the Court
FROM: Timothy J. McGarry, Growth Management Director 
DATE: April 20, 2005
RE: Clarification of Agenda Item

Restrictive Covenant

Permit Number	Name on Agenda Item	Name on Restrictive Covenant	Legal Description
03-1-3799	James D. Robertroy and Scarlett R. Navarro- Robertroy	James D. Robertroy and Scarlett R. Navarro- Robertroy	Lots 1, & 2, Block 26, Cutthroat Harbor Estates, Cudjoe Key

LOT AGGREGATION RESTRICTIVE COVENANT

1. Whereas, James D. Robertroy and Scarlett R. Navarro-Robertroy, a married couple, the undersigned are the sole owners of the following described real property located in Monroe County, Florida as described as follows:

Lot(s): 1 and 2 Block: 26

Subdivision: Cutthroat Harbor Estates

Key: Cudjoe PS: 4-165

Real Estate #(s): 00182250.000000 and 00182260.000000;
and

2. **Whereas**, this Lot Aggregation Restrictive Covenant that restricts the use of the legally described property in order to receive a building permit; and
3. **Whereas**, the above described parcel(s) was assigned additional points in the Permit Allocation System for building permit # 03-1-3799 for the voluntary reduction of density through aggregation of vacant, legally platted, buildable lots.
4. **NOW, THEREFORE**, the undersigned agree as follows:
 - The above described parcel(s) shall have its density reduced from two dwelling units to one dwelling unit in consideration of a building permit to build a single-family residence; and
 - The restrictions here in shall be binding upon the representatives, heirs, assigns and successors in title of the undersigned: it being the intention if the undersigned by execution and recording of document that this restriction shall run with the land and shall be forever binding upon the successors in title; and

- This covenant is intended to benefit and run in favor of the County of Monroe; and
- In the event of any breach or violation of the covenant contained herein, the said County may enforce the covenant by injunction or such other legal method, as the County deems appropriate.

EXECUTED ON THE 23 day of February, 2005

OWNER OR OWNERS

James D. Robertroy
(Signature)

James D. Robertroy
22920 John Avery Lane
Cudjoe Key, Fl 33042

Scarlett R. Navarro-Robertroy
(Signature)

Scarlett R. Navarro-Robertroy
22920 John Avery Lane
Cudjoe Key, Fl 33042

WITNESSES:

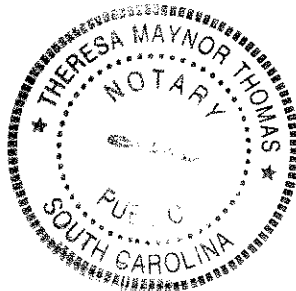
Katherine Loree de Mola
(Signature)

Katherine Loree de Mola
(Print/Type Name)

Kelly S. Passmore
(Signature)

Kelly S. Passmore
(Print/Type Name)

Sworn before me this 23rd day of February, 2005



This Instrument Prepared by:
James D. Robertroy
22920 John Avery Lane
Cudjoe Key, Fl 33042

Theresa Maynor Thomas
Notary Public (Print Name)
Theresa Maynor Thomas
Notary Public (Signature)
My Commission Expires
2/10/10

Lot Aggregation Restrictive Covenant
RE: 00182250.000000 and 00182260.00000

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